

**KENTUCKY BOARD OF LICENSURE FOR MASSAGE THERAPY
BOARD MEETING MINUTES**

June 17, 2008

A meeting of the Kentucky Board of Licensure for Massage Therapy was held at the Division of Occupations and Professions, Frankfort, KY on June 17, 2008.

MEMBERS PRESENT

Carmen Fowler - Board Chair
Lisa Bozarth – Vice Chair
Theresa Crisler
Denise Logsdon

OCCUPATIONS AND PROFESSIONS STAFF

Jeff Boler, Board Administrator
Gerald W. Hoppmann, Division Director
Susan Ellis, Financial Section

MEMBERS ABSENT

Sharon Wood – Secretary

OTHERS

Ryan Halloran, Office of the Attorney General
Gerald Clemons, Board Investigator
Pat Sazy, ABMP
Tanya Collins

Call to Order

Carmen Fowler, Board Chair, called the meeting to order at 9:30 AM.

Approval of Minutes

Minutes of the May 27, 2008 meeting were presented for the Board's review. Ms. Crisler made a motion to approve the minutes with amendments. The motion, seconded by Ms. Logsdon, carried unanimously.

Financial Statement

The Board reviewed the financial statement for the month ending May 31, 2008, which indicated a cash balance of \$288,720.98. Ms. Logsdon made a motion to approve the financial statement as presented. The motion, seconded by Ms. Crisler, carried unanimously.

Licensure Status Report

The Board reviewed the licensure status report for the month ending May 31, 2008 which indicated 1844 active licenses, with 25 inactive licenses. It was also reported that there were 3 individuals whose licenses were terminated in the month of May for non-renewal.

Director's Report

Mr. Hoppmann informed the Board that effective today, the Division of Occupations & Professions will be placed under the Secretary's Office of the Public Protection Cabinet, as opposed to the Finance and Administration Cabinet.

Mr. Hoppmann informed the Board that the request for proposal (RFP) for the investigator's position has been posted on the website for fiscal year 2009. The current contract ends on June 30, and the new contract should be effective around July 15. Ms. Crisler made a motion to give the Occupations and Professions staff the authority to make a decision based upon the scoring criteria for this contract position. The motion, seconded by Ms. Bozarth, carried unanimously.

Mr. Hoppmann informed the Board that Ms. Tymanda Slone has resigned her position as a board member, and that he was working with the Governor's office to fill this vacancy, as well as the 2nd "at large" vacancy.

Old Business

The Board approved the final drafts of the Kentucky Office of Insurance and the Associated Bodywork and Professionals (ABMP) letters, which were subsequently sent out by staff.

After discussion of ad-hoc committee and legislative issues, Mr. Hoppmann suggested that a clarification letter be sent to the Kentucky chapter of the American Massage Therapy Association (AMTA). Ms. Logsdon made a motion requesting staff to draft and send a letter to AMTA requesting input on potential legislative items, as well as clarification of AMTA's role with the ad-hoc committee. More specifically, she requested clarification on the role of AMTA's lobbyist, who stated during the May 27, 2008 committee meeting that she would no longer participate as chair of the committee. The motion, seconded by Ms. Crisler, carried unanimously.

The Board discussed the content of the board newsletter. No action was taken nor required.

New Business

The Board reviewed an invoice from the Federation of State Massage Therapy Boards (FSMTB) for their annual membership dues. Ms. Logsdon made a motion to approve payment of the invoice. The motion, seconded by Ms. Crisler, carried unanimously.

The Board discussed a hearing request by an individual whose license application was denied for not meeting the educational and examination requirements of KRS 209.358 (d) and (e). Mr. Halloran, Assistant Attorney General, recommended that the Board grant this individual a hearing, and allow a hearing officer to hear the actual case. Ms. Crisler made a motion to grant the hearing request. The motion, seconded by Ms. Bozarth, carried unanimously.

Ms. Crisler made an amended motion to approve the hearing request, and pay for all appropriate fees as necessary. The motion, seconded by Ms. Bozarth, carried unanimously.

Complaint Review Committee

Pending Cases

(07-09) Pending action in Warren County District Court

(08-08) Pending

(08-09) Pending

(08-13) Pending

(08-14) Pending

(08-17) Pending

(08-22) Pending

Ms. Crisler made a motion to initiate investigations for cases 2008-01, 2008-06, and 2008-20. The motion, seconded by Ms. Logsdon, carried unanimously.

Ms. Crisler made a motion to forward case #2008-03 to the Jefferson County Attorney. The motion, seconded by Ms. Logsdon, carried unanimously.

Application Committee Report

The Application Committee recommended the approval of twenty-six (26) applications for licensure. Ms. Bozarth made a motion to approve the applications. The motion, seconded by Ms. Crisler, carried unanimously.

The application committee recommended the approval of a license application for (MB) pending the receipt of both the application fee and initial licensure fee. Ms. Bozarth made a motion to approve the application pending both fees. The motion, seconded by Ms. Crisler, carried unanimously.

The application committee recommended the approval of a license application for (JE) pending the receipt of the initial licensure fee. Ms. Bozarth made a motion to approve the application pending receipt of the appropriate fee. The motion, seconded by Ms. Crisler, carried unanimously.

The application committee recommended the approval of a license application for (AS) pending the receipt of a notarized application form. Ms. Bozarth made a motion to approve the application pending a notarized signature. The motion, seconded by Ms. Logsdon, carried unanimously.

Travel and Per-Diem

Ms. Crisler made a motion to approve the Travel and Per-Diem for today's meeting. The motion, seconded by Ms. Bozarth, carried unanimously.

The meeting adjourned at 11:04 AM. The next scheduled meeting of the Kentucky Board of Licensure for Massage Therapy is scheduled for July 15, 2008 at 10:00 AM.

Approved by the Board,



Carmen S. Fowler, Board Chair